

EXHIBIT F



Nico Banks <nico@bankslawoffice.com>

Re: E-Served - David Hough v. Ryan Carroll, et al.

1 message

Nico Banks <nico@bankslawoffice.com>

Wed, Jun 12, 2024 at 8:08 PM

To: "Hider, Alexandra L." <AHider@mcguirewoods.com>, "Le, Anthony Q." <ALe@mcguirewoods.com>, "Shaw, Jarrod D." <JShaw@mcguirewoods.com>, "Sulker-Hall, Connie" <csulkerhall@mcguirewoods.com>

Cc: "richard@nerviglaw.com" <richard@nerviglaw.com>

Dear Counsel,

Thank you. I intend to file a motion to compel with three main points.

First, the original subpoena was issued before Wells Fargo became a party and was intended to track the assets of other parties, not to prosecute the case against Wells Fargo. In any case, there is no hard-and-fast rule barring subpoenas directed to parties.

Second, the subpoena would impose very little burden because the modified subpoena's instructions—and my subsequent correspondence—noted that all we need from Wells Fargo is transactional information necessary to trace the subjects' assets. I'm also aware that Wells Fargo complied with an account-statements subpoena to the NY AG's Office regarding this case, so I believe many or all of the requested documents have already been prepared for production.

Third, the information we've requested from Wells Fargo is very time sensitive. We have evidence—from other financial institutions that have complied with the subpoenas—that the subjects of the subpoena are actively laundering assets in violation of the court's asset-freeze order. We've been able to stop some of the movement of assets, but we'd likely be able to stop much more of it if Wells Fargo provided the information we requested, and it will be too late by the time formal discovery commences. Therefore, the value of producing the information we've requested immediately far outweighs the minimal burden on Wells Fargo.

If you'd like to confer further, please let me know.

Regards,

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On Wed, Jun 12, 2024 at 6:03 PM Sulker-Hall, Connie <csulkerhall@mcguirewoods.com> wrote:

Dear Counsel,

Attached is the service copy of Defendant Wells Fargo Bank N.A.'s Objections to Plaintiffs' May 29, 2024 Subpoena.

Best,

Connie Sulker-Hall

Practice Assistant

McGuireWoods LLP

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